

U.S. Department of Justice



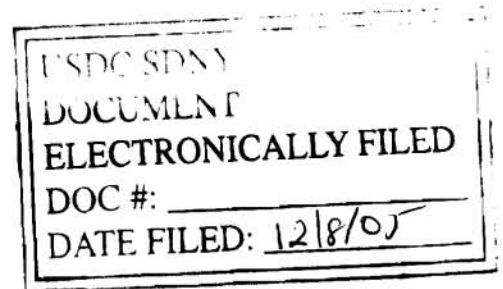
United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

December 5, 2005

By Hand

Honorable Kenneth M. Karas  
United States District Court  
Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 920  
New York, New York 10007



Re: United States v. Anthony Miranda,  
05 Cr. 1085 (KMK)

Dear Judge Karas:

I write, on behalf of both parties, to request a brief adjournment of the pretrial conference scheduled for tomorrow, December 6, 2005, at 10:00 a.m. The reason for this request is that the parties have agreed in principle upon the terms for a disposition of this case, but need additional time to finalize the necessary documentation and prepare for a Rule 11 proceeding. The parties believe that a one-week adjournment will be sufficient. This is the first request for such an adjournment.


In addition, the Government respectfully requests that the Court exclude the time between tomorrow and the date to which the conference is adjourned from Speedy Trial Act computations, in the interest of justice, pursuant to Title 18, United States Code, Section 3161(h)(8)(A) and (B). Such an exclusion would ensure that the defendant has adequate time to review a proposed plea agreement with counsel, and otherwise prepare for a Rule 11 proceeding. The Government respectfully submits that this interest outweighs the interests of the defendant and the public

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December 5, 2005  
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in a speedy trial. I spoke with Stephen Goldenberg, Esq.,  
counsel to Anthony Miranda, this morning by telephone. He  
consents to this request.

Respectfully submitted,

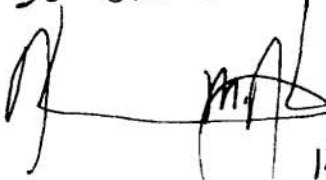
MICHAEL J. GARCIA  
United States Attorney  
Southern District of New York

By:   
Daniel L. Stein  
Assistant United States Attorney  
(212) 637-2407

cc: Stephen Goldenberg, Esq. (by facsimile)  
Attorney for Defendant

The conference is adjourned until  
December ~~15~~, 2005 at 2:30 PM. Time is  
excluded to permit ~~the~~ Mr. Miranda to review the  
plea agreement. This is ~~in~~ in the interests of  
justice and this outweighs the public's and Mr. Miranda's  
interest in a speedy trial, pursuant to 18 USC § 3161(c)(8)(A).  
The time is ~~not~~ excluded prospectively from December 6, 2005  
until December —, 2005.

So ordered.

  
12/6/05